

IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF ALABAMA
SOUTHERN DIVISION

GREAT AMERICAN INSURANCE)	
COMPANY, a corporation,)	
)	
Plaintiff,)	Civil Action No. 1:05cv1213-CSC
vs.)	
)	
TOWN OF COTTONWOOD,)	
a municipal corporation,)	
)	
Defendant.)	

MOTION TO DISMISS

GREAT AMERICAN INSURANCE COMPANY (GAIC), the plaintiff herein, hereby moves and requests the Court to dismiss all claims in this lawsuit, *with prejudice*. As grounds for this motion, GAIC states that the **TOWN OF COTTONWOOD** (the Town) and GAIC have settled their dispute in this matter and the parties have agreed to dismiss this lawsuit, *with prejudice*. (See Settlement check from the Town to GAIC attached hereto as Exhibit A).

WHEREFORE, PREMISES CONSIDERED, GAIC respectfully requests that the Court enter an Order dismissing this lawsuit, *with prejudice*.

Respectfully Submitted,

s/W. Drake Blackmon
L. Graves Stiff, III.
Bar Number: ASB-0693-S70L
W. Drake Blackmon
Bar Number: ASB-1566-W86B
Attorneys for Great American
Insurance Company
STARNES & ATCHISON, LLP
100 Brookwood Place, 7th Floor
Birmingham, Alabama 35209
Telephone: (205) 868-6000
Fax: (205) 868-6099
E-mail: Gstiff@starneslaw.com
Dblackmon@starneslaw.com

CERTIFICATE OF SERVICE

I hereby certify that on March 23, 2007, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system which will send notification of such filing to the following:

Mr. Gary Sherrer
SHERRER, JONES & TERRY, P.C.
Post Office Box 805
Dothan, AL 36302

s/W. Drake Blackmon
L. Graves Stiff, III.
Bar Number: ASB-0693-S70L
W. Drake Blackmon
Bar Number: ASB-1566-W86B
Attorneys for Great American
Insurance Company
STARNES & ATCHISON, LLP
100 Brookwood Place, 7th Floor
Birmingham, Alabama 35209
Telephone: (205) 868-6000
Fax: (205) 868-6099
E-mail: Gstiff@starneslaw.com
WDB@starneslaw.com